

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

**IN RE: NATIONAL PRESCRIPTION
OPIATE LITIGATION**

THIS DOCUMENT RELATES TO:

The County of Summit, Ohio, et al. v.
Purdue Pharma L.P., et al.,
Case No. 18-op-45090

The County of Cuyahoga, Ohio, et al. v.
Purdue Pharma L.P., et al.,
Case No. 17-op-45004

MDL No. 2804

Case No. 1:17-md-2804

Judge Dan Aaron Polster

**PHARMACY DEFENDANTS' MOTION FOR LEAVE TO FILE SUMMARY
JUDGMENT MOTION REGARDING STATUTES OF
LIMITATIONS AND EXHIBITS UNDER SEAL**

The Pharmacy Defendants¹ seek leave to file under seal their Motion for Summary Judgment Based on the Statutes of Limitations, along with the exhibits attached thereto (together, the "Statute of Limitations Motion"). This motion is filed pursuant to Case Management Order Number Two: Protective Order (Dkt. No. 441) (the "Protective Order").

The Statute of Limitations Motion contains information that has been designated "Confidential" and/or "Highly Confidential" under the Protective Order. The Pharmacy Defendants expect that the parties can reach agreement to de-designate much of the material that currently requires the Pharmacy Defendants to file under seal, and that the Pharmacy Defendants will then be able to file unsealed versions of the Statute of Limitations Motion (with possible redactions). The Pharmacy Defendants will promptly seek to meet and confer with plaintiffs on these issues. Following the meet and confer, the Pharmacy Defendants will file a public version

¹ The Pharmacy Defendants are: CVS Indiana, L.L.C., CVS Rx Services, Inc., Rite Aid of Maryland, Inc. d/b/a Rite-Aid Mid Atlantic Customer Support Center, Inc., Walgreen Co., Walgreen Eastern Co., Wal-Mart Inc. f/k/a Wal-Mart Stores, Inc., Discount Drug Mart, Inc., and HBC Service Company.

(with redactions as necessary) of the Statute of Limitations Motion in accordance with paragraph 62 of the Protective Order.

Dated: June 19, 2019

Respectfully submitted,

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that on June 19, 2019, the foregoing was filed using the Court's CM/ECF filing system and will be served via the Court's CM/ECF filing system on all attorneys of record.

/s/ Eric R. Delinsky
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